#72 000 1/10/03

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on December 31, 2002.

Ruth Saskowski

RECEIVED

JAN 0 8 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

In the application of:

Casey D. MORROW, et al.

Serial No.: 09/756,551

Filing Date: January 8, 2001

For: ENCAPSULATED RECOMBINANT

POLIOVIRUS NUCLEIC ACID AND METHODS OF MAKING AND USING

SAME

Examiner:

Joseph T. Woitach

Group Art Unit: 1632

PETITION FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Applicant petitions the Assistant Commissioner for Patents under 37 C.F.R. § 1.136(a), to extend the time for response to the Office action dated 18 November 2002. This extension will extend the time the response is due from 18 December 2002 to 18 January, 2003.

- A one month extension is requested; the extension fee is \$110.00.
- \square A second month extension is requested; the extension fee is \$0.00
- \square A three month extension is requested; the extension fee is \$0.00.
- ☐ The shortened statutory period has been reset by an Advisory Action dated *.
- ☐ A check in the amount of \$is attached.
- Charge \$110.00 to **Deposit Account No. 03-1952** referencing docket no. 532572000104.

09756551

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment to **Deposit Account No. 03-1952** referencing docket no. <u>532572000104</u>. A duplicate copy of this petition is enclosed for that purpose.

Respectfully submitted,

Dated: December 31, 2002

By:

Kate H. Murashige Registration No. 29,959

Morrison & Foerster LLP 3811 Valley Centre Drive

Suite 500

San Diego, California 92130-2332

Telephone: (858) 720-5112 Facsimile: (858) 720-5125